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TRANSMITTAL FORM

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Total Number of Pages in This Submission

Application Number	10/815,944
Filing Date	04/02/2004
First Named Inventor	Thomas E. RICCIARDELLI
Art Unit	1794
Examiner Name	C. Thompson
Attorney Docket Number	42186A

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
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<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (please identify below):
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<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 18-2220. A duplicate copy of this sheet is attached. [X] Any additional excess claim fees under 37 C.F.R. § 1.16. [X] Any additional patent application processing fees under 37 C.F.R. § 1.17.	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Roylance, Abrams, Berdo & Goodman, L.L.P. (Customer No. 001609)		
Signature			
Printed name	Garrett V. Davis		
Date	09/05/2008	Reg. No.	32,023

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PATENT

42186A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	
	:	
Thomas E. RICCIARDELLI et al.	:	Patent Art Unit: 1794
	:	
Serial No.: 10/815,944	:	Examiner: C. Thompson
	:	
Filed: April 2, 2004	:	
	:	
For: PRODUCT AND PROCESS FOR	:	
PRODUCING A MOLDED PRODUCT	:	
FROM RECYCLED CARPET WASTE	:	

RESPONSE AFTER FINAL REJECTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In the June 5, 2008 Office Action, claims 34-49 are rejected. Claims 50-58 are not rejected or addressed in the Office Action. In view of the following comments, reconsideration and allowance are requested.

Rejection Under 35 U.S.C. § 102(b)

Claims 34-48 are rejected under 35 U.S.C. § 102(b) as allegedly being anticipated by U.S. Patent Publication No. 2002/0025414 to Desai et al. The Action contends that Desai et al. discloses each feature of the claimed invention.

Anticipation requires that each and every feature recited in the claim be found expressly or inherently in the cited reference. Inherency requires that each claim limitation necessarily be present in the single prior art reference. The Action fails to identify where